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6  
**UNITED STATES DISTRICT COURT**  
 7  
**DISTRICT OF NEVADA**

8 MADDOX & CISNEROS LLP, an association of  
 9 profession corporations,

10 Plaintiff

11 vs.

12 CENTERS FOR MEDICARE AND MEDICAID  
 13 SERVICES, a Federal entity, DIGNITY HEALTH  
 d/b/a/ SAINT ROSE DOMINICAN HOSPITAL,  
 14 a foreign non-profit corporation; SOUTHERN  
 15 NEVADA MEDICAL GROUP, LTD, a domestic  
 entity; SIMON MED IMAGING, INC., a foreign  
 entity; DESERT ORTHOPAEDIC CENTER,  
 16 LTD., a domestic entity; DANIEL L. BURKHEAD,  
 M.D., LTD. d/b/a/ INNOVATIVE PAIN  
 17 CENTER, a Nevada corporation; JEFFREY GROSS  
 BILLING COMPANY, a domestic corporation;  
 18 CENTENNIAL MEDICAL GROUP, a domestic  
 limited-liability partnership; CENTENNIAL  
 19 SURGERY CENTER, a Nevada business entity;  
 ADVANCED ORTHOPEDICS AND SPORTS  
 20 MEDICINE, a domestic entity; LOUIS ESTRADA,  
 an individual; HAYDEE ESTRADA, an individual;  
 21 DOE CORPORATIONS 1-50; and ROE  
 INDIVIDUALS 1-50,

22 Defendants

CASE NO.: 2:23-cv-00467-CDS-NJK

**ORDER GRANTING PLAINTIFF'S  
 MOTION FOR DISTRIBUTION OF  
 INTERPLEADER FUNDS**

[ECF No. 26]

**MADDOX & CISNEROS LLP**  
 An Association of Professional Corporations  
 1210 S. Valley View Blvd., Suite 202  
 Las Vegas, Nevada 89102

26 Plaintiff MADDOX & CISNEROS LLP's motion for distribution of interpleader funds  
 27 came before the Honorable Cristina D. Silva, on June 18, 2024. Appearing for MADDOX &  
 28 CISNEROS LLP, was Norberto J. Cisneros, Esq., of the law firm, MADDOX & CISNEROS LLP.

1 ECF No. 33. Appearing for defendant JEFFREY GROSS BILLING COMPANY was Kristina  
2 R. Weller, Esq., of Richard Harris Law Firm. No other parties were in attendance. *Id.*

3 The Court, having reviewed the pleadings on file, and upon listening to arguments of counsel,  
4 and good cause appearing therefore:

5 The Court finds the following facts applicable to this matter.

6 Defendant LOUIS ESTRADA reached a settlement with State Farm Insurance for his claims in the  
7 amount of twenty-five thousand dollars (\$25,000.00) and executed the Release of All Claims on  
8 March 25, 2022.

9 Defendant HAYDEE ESTRADA reached a settlement with State Farm Insurance for her  
10 claims in the amount of twenty-five thousand dollars (\$25,000.00) and executed the Release of All  
11 Claims on March 25, 2022.

12 Plaintiff's attorney liens were perfected on November 30, 2021.

13 Defendant CENTERS FOR MEDICARE AND MEDICAID SERVICES has a valid lien against  
14 proceeds and filed an Answer on May 3, 2023.

15 Defendant SOUTHERN NEVADA MEDICAL GROUP, LTD has a valid lien against  
16 proceeds and filed an Answer on July 21, 2023.

17 Defendant ADVANCED ORTHOPEDICS AND SPORTS MEDICINE, LTD has a valid  
18 lien against proceeds and filed an Answer on July 21, 2023.

19 Defendant DANIEL L. BURKHEAD, M.D., LTD. d/b/a/ INNOVATIVE PAIN  
20 CENTER has a valid lien against proceeds and filed an Answer on July 21, 2023.

21 Defendant JEFFREY GROSS BILLING COMPANY has a valid lien against proceeds and  
22 filed an Answer on July 21, 2023.

23 Defendant CENTENNIAL MEDICAL GROUP has a valid lien against proceeds and filed  
24 an Answer on May 8, 2023.

25 Defendant CENTENNIAL SURGERY CENTER has a valid lien against proceeds and filed  
26 an Answer on May 8, 2023.

1 All remaining defendants have been properly served, and defaults have been entered against  
 2 them, as follows:

3 Party Name	4 Date Served	5 Status
4 DIGNITY HEALTH d/b/a/ SAINT ROSE DOMINICAN HOSPITAL	5 March 20, 2023	6 Default Entered 7 August 3, 2023
6 SIMON MED IMAGING, INC.	7 March 20, 2023	8 Default Entered 9 August 3, 2023
8 DESERT ORTHOPAEDIC CENTER, LTD.	9 February 17, 2023	10 Default Entered 11 August 3, 2023
10 LOUIS ESTRADA	11 February 17, 2023	12 Default Entered 13 August 3, 2023
11 HAYDEE ESTRADA	12 February 17, 2023	13 Default Entered 14 August 3, 2023

14 THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED  
 15 that plaintiff's motion for distribution of interpleader funds is GRANTED with distribution  
 16 as follows:

17 Under *Edward J. Achrem v. Expressway Plaza Ltd. Pshp.*, 917 P.2d 447, 450 (Nev. 1996),  
 18 “[w]hen a client assigns rights to the proceeds of a tort action to a creditor, those proceeds no  
 19 longer belong to the client.” Therefore, defendants Louis Estrada and Haydee Estrada are not  
 20 entitled to any portion of their settlements.

21 MADDOX & CISNEROS, LLP and the answering defendants are awarded the  
 22 settlement funds in accordance with their pro-rata amounts as follows:

23 **Re: Louis Estrada**

24 Provider	25 Lien Amount	26 Pro-rata amount to be awarded
25 PLAINTIFF, for Attorney Fees and Costs	26 \$9,050.87	27 \$9,050.87
26 CMS	27 \$25,634.78	28 \$12,526.90
27 SOUTHERN NEVADA MEDICAL GROUP, LTD	28 \$2,175.00	29 \$1,066.51

1	DANIEL L. BURKHEAD, M.D., LTD. d/b/a/ INNOVATIVE PAIN CENTER	\$1,360.00	\$666.88
2	ADVANCED ORTHOPEDICS AND SPORTS MEDICINE	\$3,444.16	\$1,688.84
3	<b>Total</b>		<b>\$41,664.81</b>
4			<b>\$25,000.00</b>
5			

6 **Re: Haydee Estrada**

7 Provider	8 Lien 9 Amount	10 Pro-rata amount to 11 be awarded
PLAINTIFF, for Attorney Fees and Costs	\$9,007.77	\$9,007.77
CMS	\$4,619.79	\$3,263.68
SOUTHERN NEVADA MEDICAL GROUP, LTD	\$2,025.00	\$1,430.57
DANIEL L. BURKHEAD, M.D., LTD. d/b/a/ INNOVATIVE PAIN CENTER	\$800.00	\$565.17
JEFFREY GROSS BILLING COMPANY	\$13,050.00	\$9,219.26
CENTENNIAL MEDICAL GROUP	\$1,349.98	\$953.70
CENTENNIAL SURGERY CENTER	\$792.48	\$559.85
<b>Total</b>		<b>\$31,645.05</b>
		<b>\$25,000.00</b>

17 MADDOX & CISNEROS, LLP is hereby discharged from this action and is fully  
 18 discharged from all liability to defendants, and each of the defendants and real parties in interest  
 19 shall be restrained from institution any action against MADDOX & CISNEROS, LLP, for  
 20 recovery of the amount of said settlement or any part thereof.

21 The Clerk of Court is kindly directed to close this case.

22 Dated: December 2, 2024

23  
 24 Cristina D. Silva  
 25 United States District Judge  
 26  
 27  
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